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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/069,545	02/27/2002	Alfonso De Angeli	3606-0121P	1492
2292	7590	11/29/2006	EXAMINER	
BIRCH STEWART KOLASCH & BIRCH				TRAN, PHUC H
PO BOX 747				ART UNIT
FALLS CHURCH, VA 22040-0747				PAPER NUMBER
				2616

DATE MAILED: 11/29/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/069,545	DE ANGELI ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	PHUC H. TRAN	2616	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 14 September 2006.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1 and 4-10 is/are rejected.
- 7) Claim(s) 2 and 3 is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \* c) None of:
1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- 1) Notice of References Cited (PTO-892)  
 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  
 3) Information Disclosure Statement(s) (PTO/SB/08)  
 Paper No(s)/Mail Date \_\_\_\_\_.
- 4) Interview Summary (PTO-413)  
 Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) Notice of Informal Patent Application  
 6) Other: \_\_\_\_\_.

## **DETAILED ACTION**

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1, and 4-10 are rejected under 35 U.S.C. 102(b) as being anticipated by Raith (U.S. Patent No. 5404355).

- With respect to claims 1, and 7-10, Raith teaches a method for transmitting information on a communications channel which is interpreted as to synchronize at least a user equipment to at least one base transceiver station belonging to a digital telecommunication network, in which radio signals transmitted and received by said base station are subdivided into frames (e.g. Fig. 6 shows number of slots) having predefined duration and each slot is subdivided into a predefined number of timeslots (e.g. timeslot) and codes (e.g. Fig. 9), said signals including at least a synchronization signal (col. 11, line 12), which is transmitted by the base transceiver station and contains a modulation elementary units sequence suitable to identify the timeslot and the code of a service channel containing a system messages, characterized in that it includes the following operational steps:

marking the synchronization signal, in at least one frame, by the base transceiver station (col. 11, lines 10-16);

transmitting a pointer message in the service channel of such frame, or of a subsequent frame, by the base transceiver station (col. 16, lines 2-5);

a detecting the marked synchronization signal by the mobile unit (col. 14, lines 50-55 and bridge paragraph between col. 14 and 15, the mobile detecting the DCC slots to communicate with the base station);

receiving the pointer message by the mobile unit (col. 15, lines 65-67);

extracting from the pointer message the position of at least a system message by the mobile unit (col. 16, lines 3-5).

- With respect to claims 4-5, Raith teaches in that the extraction from the pointer message of the position of at least a system message includes the decoding of the frame number of such system message (col. 16, lines 6-20 e.g. whether or not to read the information elements from the flags).

- With respect to claim 6, Raith discloses in that the marking of the synchronization signal (S) by the base transceiver station takes place with periodicity multiple of its own multiframe period (e.g. Fig. 5 shows the period of DCC through out the TDM frame).

### ***Allowable Subject Matter***

3. Claims 2-3 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

### ***Response to Arguments***

4. Applicant's arguments filed 9-14-06 have been fully considered but they are not persuasive.

In response to Applicant's argument that the effects of the method disclosed in the present application and that of Raith are the same, i.e. the reduction of the Mobile Station/User Equipments (EU) power consumption and the fast acquisition of the actually needed system information, the way in which this goal is achieved in Raith is totally different from that of the present applicant (page 10 of Remarks). Examiner respectfully disagrees. Applicant did not pointout the different between Raith and the limitation of the claim invention. Applicant's argument that the present application does not require transmitting any of the logical information, pointer included, at a predefine/fixed point in time or at every frame of the superframe (page 13 of Remarks) however these limitation does not teach in the claim invention. Therefore, the claims 1, 4-10 is still rejected in view of Raith.

*Conclusion*

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37

CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to PHUC H. TRAN whose telephone number is (571) 272-3172. The examiner can normally be reached on M-F (8-4:30).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, CHI PHAM can be reached on (571) 272-3179. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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11/24/06

  
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